

AO 247 (02/08) Order Regarding Motion for Sentence Reduction

UNITED STATES DISTRICT COURT

for the

District of Oregon

FILED 08 APR 23 10:33 USDC-ORP

United States of America
v.
Alphonzo Leon Johnson

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Case No: CR 02-367 HA

USM No: 62378-065

Date of Previous Judgment: 06/09/2003

(Use Date of Last Amended Judgment if Applicable)

Stephen R. Sady

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 92 months is reduced to 77.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 23Amended Offense Level: 21Criminal History Category: VICriminal History Category: VIPrevious Guideline Range: 92 to 115 monthsAmended Guideline Range: 77 to 96 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 06/09/2003 shall remain in effect.

IT IS SO ORDERED.

Order Date: 4-23-08


Judge's signature

Effective Date: _____
(if different from order date)

Ancer L. Haggerty, Chief District Court Judge

Printed name and title